

2013 DRAFTING REQUEST

Bill

Received: **1/18/2013** Received By: **emueller**
Wanted: **As time permits** Same as LRB:
For: **Administration-Budget** By/Representing: **Quinn**
May Contact: Drafter: **emueller**
Subject: **Local Gov't - counties** Addl. Drafters:
Local Gov't - munis generally Extra Copies: **MES**

Submit via email: **YES**
Requester's email:
Carbon copy (CC) to:

Pre Topic:

DOA:.....Quinn, BB0406 -

Topic:

Make permanent provision allowing use of unused levy limit capacity upon supermajority vote

Instructions:

See attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	emueller 1/23/2013			_____			
/1		kfollett 1/24/2013	phenry 1/24/2013	_____	srose 1/24/2013		Local

FE Sent For:

<END>

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/?	emueller	1/15/13	1/20/13				
1	EMM 1/23/13	1/22/13	1/22/13				

FE Sent For:

<END>

Mueller, Eric

From: Hanaman, Cathlene
Sent: Friday, January 18, 2013 12:35 PM
To: Shovers, Marc; Mueller, Eric
Subject: FW: Statutory Language Drafting Request - BB0406

From: brian.quinn@wisconsin.gov [mailto:brian.quinn@wisconsin.gov]
Sent: Friday, January 18, 2013 11:46 AM
To: Hanaman, Cathlene
Cc: Frederick, Caitlin - DOA; Quinn, Brian D - DOA; Thornton, Scott - DOA
Subject: Statutory Language Drafting Request - BB0406

Biennial Budget: 2013-15

DOA Tracking Code: BB0406

Topic: Super Majority Vote for County and Municipal Levy Limit Carryover Capacity

SBO Team: TLGED

SBO Analyst: Quinn, Brian D - DOA
Phone: (608) 266-1923
E-mail: brian.quinn@wisconsin.gov

Agency Acronym: SRTR

Agency Number: 835

Priority: Medium

Intent:

Make permanent the supermajority vote provisions relating to the utilization of unused county and municipal levy limit capacity.

Attachments: False

Please send completed drafts to statlanguage@wisapps.wi.gov



State of Wisconsin
2013 - 2014 LEGISLATURE



LRB-1253/1

EVM: kjf

RMNR

DOA:.....Quinn, BB0406 - Make permanent provision allowing use of unused levy limit capacity upon supermajority vote

FOR 2013-2015 BUDGET - NOT READY FOR INTRODUCTION

In 1/23/13

Don't Gen

1 AN ACT ...; relating to: the budget.

Analysis by the Legislative Reference Bureau

LOCAL GOVERNMENT

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Generally under current law, local levy limits are applied to the property tax levies that are imposed by cities, villages, towns, or counties (political subdivisions) in December of each year. Current law prohibits a political subdivision from increasing its levy by a percentage that exceeds its "valuation factor," which is defined as the greater of either zero percent or the percentage change in the political subdivision's equalized value due to new construction, less improvements removed.

Current law contains a number of exceptions to the levy limit. Under one of these exceptions, for 2010, 2011, and 2012, a political subdivision may increase its current year levy limit, up to a maximum increase of 0.5 percent of the actual levy of the prior year, if the allowable levy from the prior year was greater than the actual levy in that year. For 2010 and 2011, this levy limit increase may occur only if the political subdivision's governing body approves of the increase by a supermajority vote and, for a town, a majority vote of the town meeting.

This bill makes permanent the exception allowing an increase of a current year levy limit when the prior year's actual levy was less than the allowable limit. The increase must be authorized by a supermajority vote of the political subdivision's governing body and, for a town, a majority vote of the town meeting.

~~Editor - "supermajority"~~

For further information see the *local* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

1 SECTION 1. 66.0602 (2m) of the statutes is amended to read: ✓

2 66.0602 (2m) NEGATIVE ADJUSTMENT. If a political subdivision's levy for the
3 payment of any general obligation debt service, including debt service on debt issued
4 or reissued to fund or refund outstanding obligations of the political subdivision and
5 interest on outstanding obligations of the political subdivision, on debt originally
6 issued before July 1, 2005, is less in the current year than it was in the previous year,
7 the political subdivision shall reduce its levy limit in the current year by an amount
8 equal to the amount that its levy was reduced as described in this subsection. This
9 subsection does not apply to any political subdivision that does not increase its levy
10 increase limit as allowed under sub. (3) (f) 1.

History: 2005 a. 25, 484; 2007 a. 20, 115, 129; 2009 a. 28; 2011 a. 32, 63, 75, 140, 145, 258; s. 13.92 (1) (bm) 2. ✓

11 SECTION 2. 66.0602 (3) (f) 1. of the statutes is amended to read:

12 66.0602 (3) (f) 1. Subject to subd. 3., if a political subdivision's allowable levy
13 under this section in 2010 the prior year was greater than its actual levy in 2010 that
14 year, the levy increase limit otherwise applicable under this section to the political
15 subdivision in 2011 the next succeeding year is increased by the difference between
16 these 2 amounts the prior year's allowable levy and the prior year's actual levy, as
17 determined by the department of revenue, up to a maximum increase of 0.5 percent
18 of the actual levy in 2010 that prior year.

History: 2005 a. 25, 484; 2007 a. 20, 115, 129; 2009 a. 28; 2011 a. 32, 63, 75, 140, 145, 258; s. 13.92 (1) (bm) 2. ✓

19 SECTION 3. 66.0602 (3) (f) 2. of the statutes is repealed.

20 SECTION 4. 66.0602 (3) (f) 3. (intro.) of the statutes is amended to read: ✓



State of Wisconsin
2013 - 2014 LEGISLATURE



LRB-1253/1

EVM:kjf:ph

DOA:.....Quinn, BB0406 – Make permanent provision allowing use of unused levy limit capacity upon supermajority vote

FOR 2013-2015 BUDGET – NOT READY FOR INTRODUCTION

1 **AN ACT** ...; relating to: the budget.

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9 ~~subsection does not apply to any political subdivision that does not increase its levy~~
10 ~~increase limit as allowed under sub. (3) (f) 1.~~

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